

United States Department of Justice  
Office of the United States Trustee  
300 Plaza Tower  
110 N. College  
Tyler, Texas 75702  
(903) 590-1450

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

IN RE

**LIMITED OBJECTION OF THE U.S. TRUSTEE  
TO ISSUANCE OF FINAL DECREE AND REQUEST FOR HEARING**

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE PRESIDING:

COMES NOW the United States Trustee and files this his Limited Objection to Issuance of a Final Decree in this case and in support thereof would show the court as follows:

1). A plan of reorganization was confirmed in this case by order of June 4, 2013 (*docket entry* #338). On March 6, 2014 the Debtor filed an Application for Final Decree (*docket entry* #408)

2). On January 27, 1996, 28 U.S.C. §1930(a)(6) was amended to require the payment of quarterly fees to the United States Trustee in every Chapter 11 case until the case is dismissed or converted to another chapter, or the case is closed. Section 1930(a)(6), as amended, now provides

that quarterly fees shall be paid "in each case under chapter 11 of title 11 for each quarter . . . until the case is converted or dismissed, whichever occurs first."H.R. Conf. Rep. No. 378, 104th Cong., 1st Sess. 15-25 (1995), printed in 141 Cong. Rec. H13874-01, H13878 (1995); 28 U.S.C. §1930(a)(6). Accordingly, Congress has mandated that quarterly fees be paid in all open chapter 11 cases, including those with previously confirmed plans.

3). The debtor (George D Wigington 11-41092) owes a remaining minimum balance of \$1,300.00 in quarterly fees to the Office of the U.S. Trustee for the 4<sup>th</sup> quarter 2013 (650.00) and 1<sup>st</sup> quarter 2014 (\$650.00). The debtor (Wylie Investment Group 13-40360) owes a remaining minimum balance of \$650.25 in quarterly fees to the Office of the U.S. Trustee for the 4<sup>th</sup> quarter 2013 (325.25) and 1<sup>st</sup> quarter 2014 (\$325.00). A combined total of \$1,950.25 is owed in quarterly fees to the U.S. Trustee. Quarterly fees are owed and should be paid through the case closing.

WHEREFORE, PREMISES CONSIDERED, the United States Trustee requests this court to condition the issuance of a final decree in this case on the payment of all quarterly fees owed to the U.S. Trustee. In the alternative, the U.S. Trustee requests this court to issue an order requiring the reorganized Debtors to pay all quarterly fees due and owing through the issuance of the final decree. This payment should be made within 5 days of the date of entry of the final decree.

Dated: March 25, 2014

Respectfully submitted,

WILLIAM T. NEARY  
UNITED STATES TRUSTEE

By: /s/ Marcus F. Salitore  
Trial Attorney  
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**Certificate of Service**

The undersigned hereby certifies that a copy of the foregoing document was served on the following listed persons and the entire mailing matrix through the court's electronic notification system as permitted by Appendix 5005 II. B. 2 to the Local Rules of the U.S. Bankruptcy Court for the Eastern District of Texas, or by first class United States Mail, postage prepaid, this the 25<sup>th</sup> day of March, 2014.

*/s/ Marcus F. Salitore*  
Trial Attorney

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